

Sector

In re Application of:
David WALLACH et al
Serial No.: 09/927,458
Filing Date: August 13, 2001
For: MODULATORS OF THE FUNCTIONS OF RECEPTORS...

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DEC 03 2001

Application Division
ATTN: BOX MISSING PARTS
Washington, D.C.
Confirmation No. 6865
December 3, 2001

LATE SUBMISSION OF FILING FEE AND/OR DECLARATION

HON. COMMISSIONER OF PATENTS
Washington, D.C. 20231

Sir:

The present communication is in response to the "NOTICE TO FILE MISSING PARTS OF APPLICATION..." dated October 3, 2001.

- [XX] Attached hereto is an executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, filing date and priority information.
- [] Attached hereto is an executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, serial number, filing date and priority information, and to which is attached a duplicate copy of the application as filed.
- [] Applicant claims small entity status. See 37 CFR 1.27.
- [] A Communication.
- [] Preliminary Amendment and Statements in Support of Filing and Submissions in Accordance with 37 C.F.R. '1.821-1.825.
- [] Sequence Listing (hardcopy), and computer-readable form of Sequence Listing.
- [] A certified copy of priority document no. _____, filed _____, is also attached. Priority is claimed.
- [] An Information Disclosure Statement with 08A-1449 and _____ references is also attached.

The following fee is calculated below:

	(Col. 1)	(Col. 2)	SMALL ENTITY			OTHER THAN SMALL ENTITY		
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	OR	RATE	FEE	
BASIC FEE				\$370.00	OR		\$740.00	
TOTAL CLAIMS	27-20	7	X 9 =	\$		X 18 =	\$126.00	
INDEP. CLAIMS	2-3		X 42 =	\$		X 84 =	\$	
[] MULTIPLE DEPENDENT CLAIMS PRESENTED			+ 135 =	\$		+ 270 =	\$	
If the difference in Col. 1 is less than 0, enter "0" in Col. 2			TOTAL	\$		TOTAL	\$866.00	

- [] Surcharge for late filing of English translation \$ 130.00
- [XX] Late filing of Declaration surcharge in the amount of:
Small Entity [] \$65.00 Other than Small Entity [XX] \$130.00
- [] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:
- | | |
|-----------------------------|-----------------------------|
| Small Entity | Other Than Small Entity |
| Response Filed Within | Response Filed Within |
| [] First - \$ 55.00 | [] First - \$ 110.00 |
| [] Second - \$ 200.00 | [] Second - \$ 440.00 |
| [] Third - \$ 460.00 | [] Third - \$ 920.00 |
| [] Fourth - \$ 720.00 | [] Fourth - \$ 1,440.00 |
| Month After Time Period Set | Month After Time Period Set |
- [XX] Conditional Petition for Extension of Time:
If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
- [] Check No. _____ in the amount of \$ _____ is enclosed to cover the above fees.
- [XX] Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$996.00 is enclosed to cover the fees.
- [XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

By:

Allen C. Yun
Registration No. 37,971

ACY:sfg

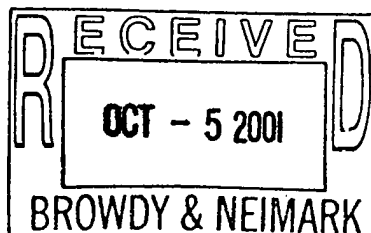


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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/927,458	08/13/2001	David Wallach	WALLACH=22A

BROWDY AND NEIMARK, P.L.L.C.
624 Ninth Street, N.W.
Washington, DC 20001



CONFIRMATION NO. 6865

FORMALITIES LETTER



OC000000006837548

Date Mailed: 10/03/2001



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$126.
 ▪ \$126 for 7 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 966.**

12/05/2001 AWONDAF1 00000073 09927458

01 FC:101	740.00 OP
02 FC:105	130.00 OP
03 FC:103	126.00 OP

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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